

EXTRAORDINARY SESSION
JOURNAL OF THE SENATE
TUESDAY, JUNE 9, 1931

The Senate convened at 8:00 o'clock P. M., pursuant to adjournment on Saturday, June 6, 1931.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Andrews, Bell, Bradshaw, Caro, Chowning, Clarke, Council, English, Futch, Gary, Getzen, Gomez, Harris, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Neel, Parker, Parrish, Swearingen, Taylor, Turner, Wagg, Watson, Young—30.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of June 6 was corrected, and as corrected was approved.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Bell—

Senate Bill No. 17-X:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto, and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Section 1 of Chapter 14573, Acts of 1929, relating to the subject of gasoline taxes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof.

Which was read the first time by its title only.

Senator Bell moved that the rules be waived and No. 17-X be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By a two-thirds vote, permission was given to Senator Getzen to introduce and have considered the following bill:

Senate Bill No. 18-X:

A bill to be entitled An Act authorizing and empowering the City of Zephyrhills, Florida, to accept bonds of said city, whether matured or unmatured, and/or matured interest coupons of said city in payment of any special assessments made by said city prior to the year 1931, and in payment of any taxes levied or assessed by said city prior to the year 1929, and seventy-five per cent or taxes for the year 1929, provided the remaining twenty-five per cent is paid in cash at the same time, and in payment of fifty per cent of taxes for the year 1930, provided the remaining fifty per cent is paid in cash at the same time.

Which was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

By a two-thirds vote, permission was given to Senator Getzen to introduce and have considered the following bill:

Senate Bill No. 19-X:

A bill to be entitled An Act authorizing and empowering the City of New Port Richey, Florida, to accept bonds of said city, whether matured or unmatured, and/or matured interest coupons of said city in payment of any special assessments made by said city prior to the year 1931, and in payment of any taxes levied or assessed by said city prior to the year 1928.

Which was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

By a two-thirds vote, permission was given Senator Caro to introduce and have considered the following bill:

Senate Bill No. 20-X:

A bill to be entitled An Act awarding a pension to Mrs. Delity Powell Kelly of Pensacola, Florida.

Which was read the first time by its title only.

Senator Caro moved that the rules be waived and Senate Bill No. 20-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 20-X was read a second time in full.

Senator Caro moved that the rules be further waived and Senate Bill No. 20-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 20-X was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bell, Bradshaw, Caro, Chowning, Council, English, Futch, Gary, Harris, Hodges, Howell, Irby, Johns, King, Knabb, Parker, Parrish, Taylor, Wagg, Watson—22.

Nays—Senators Clarke, Neel, Turner, Young—4.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By a two-thirds vote, permission was given to Senator Gomez to introduce and have considered the following bill:

Senate Bill No. 21-X:

A bill to be entitled An Act relating to and concerning taxation; providing for the redemption of tax sale certificates or delinquent taxes now outstanding or hereafter to be issued or outstanding in one payment or on an installment basis and for the annual assessment of the properties embraced therein during installment redemption: prescribing certain powers and duties and officers having charge of the redemption of tax sale certificates and delinquent taxes and for procedure in relation thereto, and for the liability of such officer and of the sureties on his bond: and providing for the making of certain rules and regulations by the Comptroller.

Which was read the first time by its title only.

Senator Gomez moved that the rules be waived and Senate Bill No. 21-X be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By a two-thirds vote, permission was given to Senator English to introduce and have considered the following bill:

Senate Bill No. 22-X:

A bill to be entitled An Act to repeal Section 1 of Chapter 7315 Acts of 1917, as amended by Chapter 8404 Acts of 1921, the same being Section 1315 Revised General Statutes of Florida which constitute Section 1996 Compiled General Laws of Florida, 1927, relating to the creation of the office of State Marketing Commissioner and to provide that all the powers and duties conferred by law upon such State Marketing Commissioner shall be conferred upon and exercised and performed by the Commissioner of Agriculture of the State of Florida.

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By a two-thirds vote permission was given to Senator English to introduce and have considered the following bill:

Senate Bill No. 23-X:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Which was read the first time by its title only.

Senator English moved that the rules be waived and Senate Bill No. 23-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 23-X was read a second time in full.

Senator English moved that the rules be further waived and Senate Bill No. 23-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 23-X was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mrs. President; Senators Andrews, Bell, Bradshaw, Caro, Chowning, Clarke, Council, English, Futch, Gary, Gomez, Harris, Hodges, Howell, Irby, Johns, King, Knabb, Neel, Parker, Parrish, Swearingen, Taylor, Turner, Wagg, Watson—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By unanimous consent Senator Stewart was excused from further attendance upon the body until such time as he is able to return.

By a two-thirds vote, permission was given to Senator English to introduce and have considered the following bill:

Senate Bill No. 24-X:

A bill to be entitled An Act defining the word and/or terms 'doing business' and or 'transacting business.'

Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

Senator English moved that he be permitted to introduce and have considered the following bill:

Senate Bill No. 25-X:

A bill to be entitled An Act to abolish the office of Commissioner of Motor Vehicles and providing that all duties and powers of State Motor Vehicle Commissioner shall hereafter be vested in and exercised by the Secretary of State of the State of Florida.

Upon which a roll call was demanded.

Upon the adoption of the motion by Senator English the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bell, Bradshaw, Council, English, Gary, Getzen, Hinely, Howell, Johns, Knabb, Neel, Parrish, Swearingen, Watson—16.

Nays—Senators Caro, Chowning, Clarke, Futch, Gomez, Harris, Hodges, Irby, King, Parker, Turner, Wagg—12.

Which was not agreed to.

Senator English moved that he be permitted to introduce and have considered the following bill:

Senate Bill No. 26-X:

A bill to be entitled An Act to abolish the office of Shellfish Commissioner of the State of Florida and providing that all duties and powers of Shellfish Commissioner of the State of Florida shall hereafter be vested in and exercised by the State Game Commissioner of the State of Florida.

Upon which a roll call was demanded.

Upon the adoption of the motion by Senator English the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bradshaw, English, Gary, Getzen, Harris, Howell, Johns, Knabb, Parker, Parrish, Swearingen, Taylor, Watson, Young—16.

Nays—Senators Bell, Caro, Chowning, Clarke, Council, Futch, Gomez, Hinely, Hodges, Irby, King, Neel, Turner, Wagg—14.

Which was not agreed to.

By a two-thirds vote, permission was given to Senator Getzen to introduce and have considered the following bill:

Senate Bill No. 27-X:

A bill to be entitled An Act to amend Chapters 13824 and 13826 Acts of Florida 1929, amending Section One Chapter 12322 Laws of Florida, Acts of 1927, amending Chapter 10136, 10269, 10270, 10276 Acts of 1925, as amending Chapter 9310, Acts of 1923, entitled "An Act to declare, designate and establish a certain State Road in the State of Florida and authorizing and empowering the State Road Department to construct and maintain said road and numbering the said road."

Which was read the first time by its title only.

Senator Getzen moved that the rules be waived and Senate Bill No. 27-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 27-X was read a second time in full.

Senator Getzen moved that the rules be further waived and Senate Bill No. 27-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 27-X was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bell, Bradshaw, Caro, Chowning, Council, English, Futch, Getzen, Gomez, Harris, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Neel, Parker, Parrish, Swearingen, Taylor, Turner, Wagg, Young—27.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

By Senator Getzen—

Senate Bill No. 28-X:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto, and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Section 1 of Chapter 14573, Acts of 1929, relating to the subject of gasoline taxes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof.

Which was read the first time by its title only.

Senator Getzen moved that the rules be waived and Senate Bill No. 28-X be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By a two-thirds vote, permission was given to Senator Gomez to introduce and have considered the following bill:

By Senators Gomez and Gary—

Senate Bill No. 29-X:

A bill to be entitled An Act relating to the duties, fees, commissions, salaries and compensations, or either, of the Clerks of the Circuit Courts, Sheriffs, County Judges, Justices of the Peace, County Tax Collectors, County Assessors of Taxes and Clerks of the Civil and Criminal Courts of Record, Superintendents of Public Instruction and members of the School Boards in all of the counties of the State of Florida with reference to population according to the Federal census of 1930, to classify counties for the purposes of this Act by population, to fix and determine the maximum compensation to be paid to any such officer or county official mentioned in this Act; to provide for fixing the number and compensation of all deputies, clerks, employees and assistants of such officers; to provide for the duties of each such officer and for the Comptroller for the purposes of this Act with reference to all of the above; to provide for the distribution of all fees, commissions and salaries, or either, collected by such officers; and other matters in relation thereto.

Which was read the first time by its title only and referred to the Committee on Finance and Taxation.

Senator Hodges moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 8:44 o'clock P. M., until 11:00 o'clock A. M., Wednesday, June 10, 1931.